

April 27 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 10-0157

STATE OF MONTANA,

Plaintiff and Appellee,

v.

JOEL M. WHITE,

Defendant and Appellant.

ORDER

FILED

APR 27 2010

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CLERK OF THE SUPREME COURT
STATE OF MONTANA

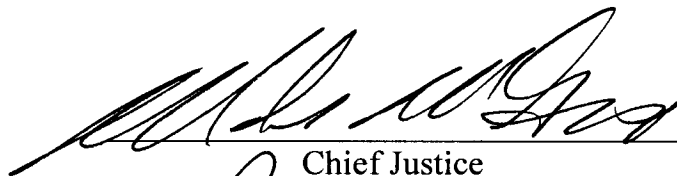
Joel Miles White (White) has filed a motion for appointment of counsel. White is appealing from a district court order denying his petition for postconviction relief. An indigent defendant is entitled to the appointment of counsel through final judgment and an ensuing direct appeal. *See* § 46-8-103, MCA. Counsel is appointed in postconviction proceedings only under narrow or extraordinary circumstances. Section 46-21-201(2), MCA.

White has cited no authority demonstrating that he is entitled to counsel, nor has he demonstrated extraordinary circumstances justifying such an appointment. Accordingly,

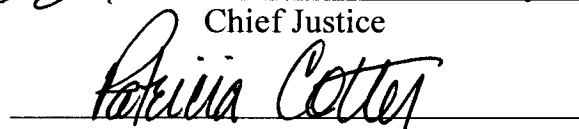
IT IS ORDERED that the motion for appointment of counsel is DENIED.

The Clerk shall provide a copy of this Order to counsel of record and to White.

DATED this 27th day of April, 2010.



Chief Justice



Jim Rice
Brian Mori
Justices